

Before the  
Federal Communications Commission  
Washington, D.C. 20554

Eagle West Communications, Inc.	)	File Number: EB-06-SD-177
Operator of Cable Television System	)	
Community Unit ID: AZ0342	)	NAL/Acct. No.: 200732940001
Physical System ID: 002292	)	
Mesa, Arizona	)	FRN: 0004979126

**FORFEITURE ORDER****Adopted: January 31, 2007****Released: February 2, 2007**

By the Regional Director, Western Region, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of eight thousand dollars (\$8,000) to Eagle West Communications, Inc. (“Eagle West”), owner of a cable system serving Mesa, Arizona, for willfully and repeatedly violating Section 11.35 of the Commission’s Rules (“Rules”).<sup>1</sup> The noted violation involves failing to ensure the operational readiness of the Emergency Alert System (“EAS”) equipment in the Eagle West cable system in Mesa, Arizona.

2. On November 8, 2006, the District Director of the Enforcement Bureau’s San Diego Office issued a *Notice of Apparent Liability for Forfeiture* (“*NAL*”) in the amount of \$8,000 to Eagle West.<sup>2</sup> Despite repeated contacts by the San Diego Office, Eagle West has not filed a response to the *NAL*. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED** that, pursuant to Section 503(b) of the Act,<sup>3</sup> and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission’s Rules,<sup>4</sup> Eagle West Communications, Inc., **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$8,000 for willfully and repeatedly violating Section 11.35 of the Rules.<sup>5</sup>

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the Rules within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the Act.<sup>6</sup> Payment of the forfeiture must be made by check or similar instrument, payable to the order of the

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<sup>1</sup> 47 C.F.R. § 11.35.

<sup>2</sup> *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200732940001 (Enf. Bur., Western Region, San Diego Office, released November 8, 2006).

<sup>3</sup> 47 U.S.C. § 503(b).

<sup>4</sup> 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

<sup>5</sup> 47 C.F.R. § 11.35.

<sup>6</sup> 47 U.S.C. § 504(a).

Federal Communications Commission. The payment must include the NAL/Acct. No. and FRN No. referenced above. Payment by check or money order may be mailed to Federal Communications Commission, P.O. Box 358340, Pittsburgh, PA 15251-8340. Payment by overnight mail may be sent to Mellon Bank /LB 358340, 500 Ross Street, Room 1540670, Pittsburgh, PA 15251. Payment by wire transfer may be made to ABA Number 043000261, receiving bank Mellon Bank, and account number 911-6106. Requests for full payment under an installment plan should be sent to: Associate Managing Director – Financial Operations, Room 1A625, 445 12th Street, S.W., Washington, D.C. 20554.<sup>7</sup>

5. **IT IS FURTHER ORDERED** that a copy of this *Order* shall be sent by First Class Mail and Certified Mail Return Receipt Requested to Eagle West Communications, Inc., at its address of record.

**FEDERAL COMMUNICATIONS COMMISSION**

Rebecca L. Dorch  
Regional Director, Western Region  
Enforcement Bureau

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<sup>7</sup> See 47 C.F.R. § 1.1914.